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Date: September 11, 2003

Docket No.: 0763-0257P

\*ADMITTED TO A BAR OTHER THAN VA.

**MS PATENT APPLICATION**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a  continuation  divisional  
 continuation-in-part application under 37 C.F.R. § 1.53(b) of  
pending prior Application No. 09/873,226 filed on June 5, 2001,  
the entire contents of which are hereby incorporated by  
reference,  
by

Kee Yeol NA, Wook Hyun Kwon

for

NON-VOLATILE MEMORY DEVICE AND FABRICATING METHOD

1.  Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2.  The filing fee has been calculated as follows:

		LARGE ENTITY		SMALL ENTITY	
BASIC FEE		\$750.00		\$375.00	
NUMBER FILED		NUMBER EXTRA	RATE	FEE	RATE
<b>TOTAL CLAIMS</b>	11-20 =	0	x 18	= \$0.00	x 9 = \$0.00
<b>INDEPENDENT CLAIMS</b>	2-3 =	0	x 84	= \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00		+ \$140.00
		<b>TOTAL</b>	\$750.00		\$0.00

3.  A check in the amount of \$750.00 to cover the filing fee and recording fee (if applicable) is enclosed.

4.  Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.

5.  Enclosed is/are twelve (12) sheet(s) of formal drawings and/or photographs.

6a.  A statement claiming small entity status was filed in prior Application No. 09/873,226 on \_\_\_\_\_. See the attached copy of the statement claiming small entity status.

6b.  The current application qualifies for small entity status.

7.  The prior application is assigned to Hyundai Electronics Industries Co., Ltd.

8.  A Preliminary Amendment is enclosed.

9a.  Priority of Application No(s). P2000-41385 filed in Korea on July 19, 2000 is/are claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on June 5, 2001.

9b.  Priority of International Appln. \_\_\_\_\_ filed on \_\_\_\_\_ under the Patent Cooperation Treaty and \_\_\_\_\_ Application No. \_\_\_\_\_ filed in \_\_\_\_\_ on \_\_\_\_\_ under 35 U.S.C. § 120 and/or § 119 are hereby reclaimed.

10.  An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.

11.  Address all future communications to:  
  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
**or**  
Customer No. 02292

12.  An extension of time for \_\_\_\_\_ month(s) until \_\_\_\_\_ has been submitted in parent Application No. 09/873,226 in order to establish co-pendency with the present application.

13.  Also enclosed herewith is the following:

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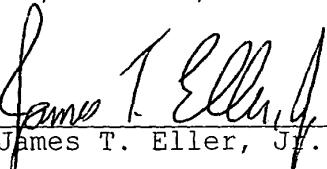
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
James T. Eller, Jr., #39,538

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Attachment(s)

(Rev. 07/303)